

Message Text

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PAGE 01 BONN 10822 291219Z
ACTION EUR-12

INFO OCT-01 ISO-00 EURE-00 L-03 SCSE-00 SCA-01 A-01
JUSE-00 SS-15 /033 W
-----124627 291316Z /40

R 291208Z JUN 77
FM AMEMBASSY BONN
TO SECSTATE WASHDC 9431
INFO AMCONSUL FRANKFURT
USMISSION USBERLIN
AMEMBASSY PARIS

UNCLAS BONN 10822

E.O. 11652: N/A
TAGS: CASC, ACLM, US
SUBJECT: LEGAL ACTION BY HERBERT LEO PALM AGAINST
STATE DEPARTMENT, FORMER AMB. MARTIN J.
HILLENBRAND, ET AL

1. APPROXIMATELY JUNE 10, EMBASSY LEGAL ADVISER
RECEIVED CALL FROM FORMER AMBASSADOR HILLENBRAND FROM
PARIS NOTIFYING EMBASSY THAT HE HAD RECEIVED A SUMMONS
FROM THE US DISTRICT COURT FOR THE DISTRICT OF
COLUMBIA TO ANSWER THE COMPLAINT, ALSO CONVEYED TO HIM,
IN THE CASE OF HERBERT LEO PALM V. DEPARTMENT OF
STATE, ET AL (CIVIL ACTION NO. 77-0702, FLANNERY J.)
WITHIN 60 DAYS AFTER SERVICE OF THE SUMMONS (DATED
APRIL 25, 1977). THE SUMMONS STATES THAT FAILURE
TO SERVE ANSWER TO THE COMPLAINT UPON PALM AT THE
INDICATED GERMAN ADDRESS WITHIN 60 DAYS WOULD RESULT
IN DEFAULT JUDGMENT.

2. EMBASSY LEGAL ADVISER SUGGESTED THAT AMBASSADOR
HILLENBRAND TRANSMIT COPY OF COMPLAINT AND SUMMONS
THROUGH EMBASSY PARIS TO HIM AT EMBASSY BONN AND
FORWARD A SECOND SET TO DIRECTOR OF EUR/CE AT DEPART-
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MENT.

3. EMBASSY ON JUNE 24 RECEIVED LETTER FROM AMBASSADOR
HILLENBRAND DATED JUNE 13 CONTAINING COPY OF ABOVE-
MENTIONED COMPLAINT AND SUMMONS, AND CONFIRMING THAT
FURTHER COPY WAS SENT TO DIRECTOR, EUR/CE. AMBASSADOR
HILLENBRAND ASKS TO BE INFORMED WHAT ACTION IF ANY

THE DEPARTMENT DEEMS IT ADVISABLE TO TAKE.

4. IN ADDITION TO AMBASSADOR HILLENBRAND, COMPLAINT NAMES AS DEFENDANTS FRANKFURT CONSUL GENERAL WOLFGANG J. LEHMANN, W. DAVID STRAUB (NOW MEMBER OF THE POLITICAL SECTION AT EMBASSY BONN WHO HAS NOT YET DIRECTLY RECEIVED COPY OF COMPLAINT), FORMER CONSUL AT EMBASSY BONN, ROBERT EZELLE, AND NUMEROUS FURTHER DEPARTMENT AND OTHER OFFICERS WHO ARE CLAIMED, AT ONE TIME OR ANOTHER, TO HAVE BEEN APPROACHED BY PALM. BASIC COMPLAINT SEEMS TO BE THAT THE NAMED STATE DEPARTMENT OFFICIALS REFUSED TO PROVIDE REQUESTED CONSULAR PROTECTION AND FORWARDING OF EVIDENCE OF VIOLATIONS OF US LAW, OF WHICH HIS HEALTH IS CLAIMED TO HAVE BEEN THE VICTIM, TO THE US DEPARTMENT OF JUSTICE VIA THE STATE DEPARTMENT. DEPARTMENT WILL RECALL THAT PALM RECENTLY MADE A FREEDOM OF INFORMATION REQUEST TO DEPARTMENT.

5. EMBASSY REQUESTS TO BE INFORMED OF STEPS THAT STRAUB, THE ONLY DEFENDANT PRESENTLY ASSIGNED TO EMBASSY BONN, SHOULD TAKE FOR HIS OWN PROTECTION. EMBASSY SUGGESTS THAT EMBASSY PARIS BE REQUESTED TO CONVEY SIMILAR INFORMATION TO AMBASSADOR HILLENBRAND, DIRECTOR GENERAL; ATLANTIC INSTITUTE FOR INTERNATIONAL AFFAIRS; 120, RUE DE LONGCHAMP; 75116 PARIS (TELEPHONE: UNCLASSIFIED

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727-24-36).

6. EMBASSY WILL FORWARD COMPLAINT IF DEPARTMENT REQUESTS, BUT ASSUMES COMPLAINT IS ALREADY KNOWN TO DEPARTMENT OR READILY AVAILABLE FROM US DISTRICT COURT FOR DISTRICT OF COLUMBIA. STOESEL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
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Sent Date: 29-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
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Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
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Format: TEL
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Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
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Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2273125
Secure: OPEN
Status: NATIVE
Subject: LEGAL ACTION BY HERBERT LEO PALM AGAINST STATE DEPARTMENT, FORMER AMB. MARTIN J. HILLENBRAND, ET AL
TAGS: CASC, ACLM, US, (PALM, HERBERT), (MARTIN, J)
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/6f9cb784-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009